

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
3404 E. Harmony Road
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Fort Collins, Colorado 80528

PATENT APPLICATION

ATTORNEY DOCKET NO. 200401879-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Zhichen XU et al.

Confirmation No.: 4289

Application No.: 10/767,285

Examiner: Faruk Hamza

Filing Date: January 30, 2004

Group Art Unit: 2455

Title: **SELECTING NODES CLOSE TO ANOTHER NODE IN A NETWORK USING LOCATION INFORMATION FOR THE NODES**

Mail Stop Appeal Brief-Patents
Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF APPEAL BRIEF

Transmitted herewith is the Appeal Brief in this application with respect to the Notice of Appeal filed on July 9, 2009.

☐ The fee for filing this Appeal Brief is \$540.00 (37 CFR 41.20).

☒ No Additional Fee Required.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d)) for the total number of months checked below:

☐ 1st Month
\$130

☐ 2nd Month
\$490

☐ 3rd Month
\$1110

☐ 4th Month
\$1730

☐ The extension fee has already been filed in this application.

☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$ 00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

Respectfully submitted,

Zhichen XU et al.

By:

Ashok K. Mannava

Attorney/Agent for Applicant(s)

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Date : January 11, 2010

Telephone : (703) 652-3822

PATENT

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MAIL STOP APPEAL BRIEF - PATENTS

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RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF - PATENTS

Sir:

The Notice of Non-Compliant Appeal Brief was mailed December 10, 2009. The Notice indicated that the status of the related application has changed to "allowed" since the filing of the Appeal Brief, and thus, the section of "Related Appeals and Interferences" in the Appeal Brief needs to be revised. Accordingly, below is the revised status of the related application indicating that it is allowed.

(2) Related Appeals and Interference

An Appeal Brief was filed on April 21, 2009, in related application serial number 10/960,605. The related application was allowed after filing of the Appeal Brief instead of the Examiner preparing an Examiner's Answer.

PATENT

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Conclusion

Please grant any required extensions of time and charge any fees due in connection with this Appeal Brief to deposit account no. 08-2025.

Respectfully submitted,

Dated: January 11, 2010

By /Ashok K. Mannava/
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